

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, October 25, 2016**

Council Members Bud Otis, President; M.C. Keegan-Ayer, Vice-President; Tony Chmelik, Kirby Delauter, Jerry Donald, Jessica Fitzwater, and Billy Shreve were present for the meeting.

Also present were Ragen Cherney, Council Chief of Staff; Wendy Kearney, County Attorney's Office; and Patti Morrow, Recording Secretary.

Council Member Otis called the meeting to order at 4:30 p.m. in the first floor hearing room, Winchester Hall, 12 East Church Street, Frederick, Maryland.

The meeting began with a moment of silence followed by the Pledge of Allegiance.

Action on the Agenda

*Council Member Keegan-Ayer moved to approve the agenda as presented.
Council Member Donald seconded the motion that passed 6-1 with Council Member Shreve opposed.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve		X	
Presiding Officer - Otis	X		

Public Comments

- None

Budget Adjustments – Rick Harcum, Budget Office, Office of the County Executive

- J-17-080 – Housing and Community Development, Citizens Services Division
- J-17-081 – Sheriff's Office

*Council Member Keegan-Ayer moved to approve the budget adjustments as presented.
Council Member Donald seconded the motion that passed 6-0-1 with Council Member Shreve abstained.*

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Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve	X		X
Presiding Officer - Otis	X		

Second Reading Calendar:

**To Consider Amended Bill No. 16-15 - Nuisance – Noise Levels and Enforcement
Amending Frederick County Code Chapter 1 Sections 1-11-6 & 1-11-7 – Council
President Otis (On behalf of the County Executive)**

A public hearing was held, as duly advertised, on amended Bill No. 16-15 regarding the noise ordinance.

Ms. Wendy Kearney, Office of the County Attorney, reviewed the proposed amendment to the bill. A short discussion ensued on possible amendments from Council Member Shreve. Sheriff Chuck Jenkins commented on his amendments. Council Member Shreve did not move his amendments forward.

There was no public comment.

The decision on the proposed bill would be scheduled for a future Council meeting agenda.

Business Items:

**Citizens Care and Rehabilitation Center/Montevue Assisted Living Presentation –
Lori Depies, Finance Division and Doug Browning, Office of the County Executive**

Ms. Depies and Mr. Browning presented a PowerPoint presentation on the settlement agreement with Aurora Health Management regarding Citizens Care and Rehabilitation Center/Montevue Assisted Living.

Questions regarding the operating costs and revenues were discussed.

This item was informational. No action was taken.

(The Council took a break at 6:00 p.m. and reconvened at 6:10 p.m.)

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Public Hearing:

To Consider Frederick Downtown Conference Center Project (Project) – Doug Browning, Office of the County Executive

A public hearing was held, as duly advertised, on the five-party, non-binding Memorandum of Understanding (MOU) for the Project.

Mr. Doug Browning, Office of the County Executive and Mr. Richard Griffin, The City of Frederick, briefed the Council on the changes that were made recently to the MOU. It was noted that The City of Frederick had adopted the proposed MOU.

Public comment was heard from:

- Sean Norris
- Elizabeth Cromwell, Frederick County Chamber of Commerce
- Linda Morgan, Frederick County Chamber of Commerce
- Brett Kramer
- Peter Samuel
- Frank Blanchard
- Karen Norman – Downtown Frederick Partnership
- Matt Seubert
- Clyde Hicks
- Rocky Macintosh
- John Fiesler, Tourism Council of Frederick County, Inc.
- Jane Weir

A letter from Randy Cohen was read into the record.

Council Member Keegan-Ayer moved to approve the MOU for the Downtown Frederick Conference Center Project, as presented, and authorize the County Executive and the Council President to accept any non-substantive revisions of the MOU by the other partners that do not change the intent of the MOU or the county's contribution to the Project. Council Member Fitzwater seconded the motion that passed 4-3 with Council Members Chmelik, Delauter and Shreve opposed.

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Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik		X	
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter		X	
At-large - Otis			
At-large - Shreve		X	
Presiding Officer - Otis	X		

Public Comments

- Peter Samuel

Council Member Comments

Comments were provided by the Council Members.

Adjourn

The meeting adjourned at 8:00 p.m.

Bud Otis, President
County Council